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MAY 06 2002
PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Egan, et al. :
Serial No.: 10/038,112 : Group Art Unit No.: 1614
Filed: December 31, 2001 : Examiner: Unknown
For: Method for Treating Glaucoma I C :

COPY OF PAPERS
ORIGINALLY FILED

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with sufficient postage with the United States Postal Service as first-class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on April 26, 2002.

By: *Peggy Ferello*
Peggy Ferello

TRANSMITTAL LETTER
&
SMALL ENTITY STATEMENT

Transmitted herewith are the following documents in the above-identified application:

- ☒ Response to Notice of Missing Parts of Non-provisional Application and copy of Notice;
- ☒ Declaration and Power of Attorney;
- ☒ Fee Transmittal Form;
- ☒ Check No. 1005086 in the amount of \$435.00;
- ☒ Acknowledgment postcard.

Applicants request that any additional fees required by these papers be charged, or any overpayment be credited, to Deposit Account No. 04-0480.

Small Entity Statement

I hereby declare that the Assignee, Alteon, Inc., qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent Office under 37 CFR 1.27(c).

Respectfully submitted,



Arthur E. Jackson
Registration No. 34,354
Attorney for Applicant

DECHERT
P. O. Box 5218
Princeton, NJ 08543
Attn: Arthur E. Jackson, Esq.
(609) 620-3254
Fax: (609) 620-3259

Docket No. 361331-506

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Egan, et. al. : Group Art Unit: 1614
Serial No.: 10/038,112 : Examiner: Unknown
Filed: December 31, 2001
For: Method for Treating Glaucoma I C

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NON-PROVISIONAL APPLICATION**

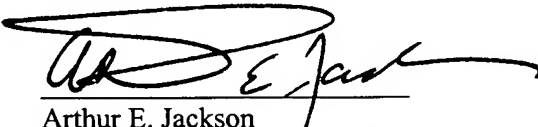
Sir:

This in response to the communication from the Patent Office entitled "Notice to File Missing Parts of Non-Provisional Application", mailed February 27, 2002. A duplicate copy of the Notice to File Missing Parts is enclosed.

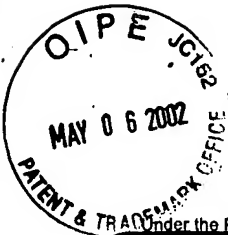
The notice indicates that the statutory basic filing fee was not paid and the oath or declaration is missing. The executed Declaration and Power of Attorney is enclosed herewith. Also enclosed is a check in the amount of \$435.00 which represents payment of the basic filing fee and the late filing fee of oath or declaration surcharge. Any overpayment or refund should also be credited to Deposit Account No. 04-0480.

Respectfully submitted,

Date: April 26, 2002


Arthur E. Jackson
Registration No. 34,354
Attorney for Applicants

DECHERT PRICE & RHOADS
Princeton Pike Corporate Center
PO Box 5218
Princeton, NJ 08543-5218
Fax: 609.620.3259

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PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 435.00**Complete if Known**

Application Number	10/038,112
Filing Date	December 31, 2001
First Named Inventor	Egan
Examiner Name	Unknown
Group Art Unit	1614
Attorney Docket No.	361331-506

METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 04-0480
Deposit Account Name _____

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17☒ Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

☒ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	370.00
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$) 370.00**2. EXTRA CLAIM FEES**

Total Claims -20** = X =
Independent Claims -3** = X =
Multiple Dependent =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 130	123 130	Petitions related to provisional applications	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

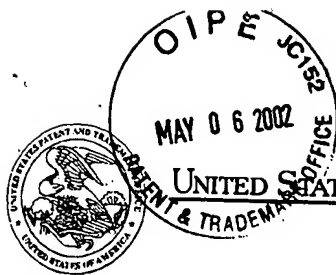
Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 65.00**SUBMITTED BY**Name (Print/Type) Arthur E. JacksonRegistration No. 34,354
(Attorney/Agent)**Complete (if applicable)**Telephone 609-620-3254Signature [Signature]Date April 26, 2002**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/038,112	12/31/2001	John Egan	361331-506

 25561
 ALLEN BLOOM
 C/O DECHERT
 PRINCETON PIKE CORPORATION CENTER
 P.O. BOX 5218
 PRINCETON, NJ 08543-5218

CONFIRMATION NO. 5381

FORMALITIES LETTER



OC000000007545064

Date Mailed: 02/27/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 435.

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/07/2002 5BENE001 00000060 10038112

01 FC:201
02 FC:205170.00 OP
65.00 OP